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8 *Appointed Class Counsel*

9 *[Additional Counsel on Signature Page]*

10 **IN THE UNITED STATES DISTRICT COURT**  
11 **CENTRAL DISTRICT OF CALIFORNIA**  
12 **WESTERN DIVISION**

13 IN RE CONAGRA FOODS, INC.

Case No. CV 11-05379-CJC (AGR<sub>x</sub>)

MDL No. 2291

**CLASS ACTION**

Honorable Cormac J. Carney

16  
17 **PLAINTIFFS' APPLICATION FOR LEAVE TO FILE UNDER SEAL**  
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28 Case No. CV 11-05379-CJC (AGR<sub>x</sub>)

PLAINTIFFS' APPLICATION FOR LEAVE TO FILE UNDER SEAL

1 Pursuant to L.R. 79-5.2.2 and the June 25, 2013 Stipulated Protective Order,  
2 ECF No. 163, Plaintiffs apply for leave of the Court to file under seal certain  
3 portions of the following documents related to highly sensitive or confidential  
4 settlement communications and negotiations: (1) Reply In Support Of Renewed  
5 Motion And Memorandum In Support For Final Approval Of The Settlement And  
6 Award Of Attorneys' Fees, Expenses, And Service Awards, and (2) Joint Reply  
7 Declaration of Class Counsel in Support of Plaintiffs' Renewed Motion for Final  
8 Approval of the Settlement and Award of Attorneys' Fees, Expenses, &  
9 Representative Plaintiffs' Service Awards, and all exhibits thereto (the "Reply  
10 Documents").  
11  
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#### 14 **Materials to be Filed Under Seal**

15 This Application concerns the same settlement communications and subject  
16 matter as Objector M. Todd Henderson's pending Application For Leave To File  
17 Under Seal (Dkt. 757). The parties have previously designated as confidential  
18 and/or highly confidential certain documents attached to or referenced in the Reply  
19 Documents. As Plaintiffs explain in the attached Declaration of Class Counsel in  
20 Support of Application for Leave to File Under Seal, the materials and documents  
21 that are the subject of this application consist of or discuss highly sensitive or  
22 confidential settlement communications and negotiations between the parties  
23 and/or with the Court-appointed mediator, the Honorable Douglas McCormick,  
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1 and/or the settlement claims administrator selected by Magistrate Judge  
2 McCormick.

3 Based on the December 2, 2021 meet and confer regarding Objector's  
4 Application to file under seal, Objector's filing in support of that Application, and  
5 the declaration of Conagra in support of that Application, Plaintiffs understand that  
6 Conagra does not oppose this Application and Objector reserves its position that  
7 the documents should not be sealed.  
8  
9

10 Plaintiffs will file the attachments listed below today, December 10, 2021,  
11 under seal to be followed by redacted versions for the Court's consideration  
12 consistent with L.R. 79-5.2.2.  
13

#### 14 **Attachments**

15 As required by Civil Local Rule 79-5.2.2 (a), the following attachments  
16 accompany this motion:  
17

18 1. Joint Declaration Of Class Counsel In Support Of Plaintiffs  
19 Application For Leave To File Under Seal;  
20

21 2. A Proposed Order that lists the material sought to be sealed.

22 3. An unredacted version of the document(s) proposed to be filed under  
23 seal.  
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1 RESPECTFULLY SUBMITTED this 10th day of December, 2021.

2  
3 /s/ David E. Azar

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11 /s/ Ariana J. Tadler

12 ARIANA J. TADLER (*pro hac vice*)  
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20 /s/ Adam J. Levitt

21 ADAM J. LEVITT (*pro hac vice*)  
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*Class Counsel*

**CERTIFICATE OF SERVICE**

The undersigned certifies that, on December 10, 2021, he caused this document to be electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of filing to registered counsel of record for each party. Copies of any sealed materials were emailed to counsel of record.

Dated: December 10, 2021.

s/ David E. Azar

DAVID E. AZAR (SBN 218319)